

Message Text

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ACTION SS-25

INFO OCT-01 ISO-00 SSO-00 /026 W
-----112315 122030Z /70

O 122015Z JUL 78

FM USMISSION USUN NEW YORK
TO SECSTATE WASHDC IMMEDIATE 2508
INFO AMEMBASSY BONN IMMEDIATE
AMEMBASSY DAR ES SALAAM IMMEDIATE
AMEMBASSY GABORONE IMMEDIATE
AMEMBASSY LAGOS IMMEDIATE
USMISSION GENEVA IMMEDIATE
AMEMBASSY LIBREVILLE IMMEDIATE
AMEMBASSY LONDON IMMEDIATE
AMEMBASSY LUSAKA IMMEDIATE
AMEMBASSY MAPUTO IMMEDIATE
AMEMBASSY OTTAWA IMMEDIATE
AMEMBASSY PARIS IMMEDIATE
AMEMBASSY PRETORIA IMMEDIATE

C O N F I D E N T I A L SECTION 01 OF 02 USUN NEW YORK 02865

EXDIS

GENEVA FOR AMBASSADOR YOUNG

E.O. 11652: GDS
TAGS: PORG, SF, WA
SUBJECT: JULY 11 CONTACT GROUP REPORT FROM LUANDA

REF: USUN 2747

THE FRENCH HAVE PROVIDED US WITH THE FOLLOWING AGREED
REPORT OF THE CONTACT GROUP JYLY 11 FROM LUANDA. (THE
FRENCH EMBASSY IN WASHINGTON HAS ALSO PASSED THIS REPORT
TO THE DEPARTMENT.)

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BEGIN AGREED REPORT.

1. IT EMERGED FROM TODAY'S DISCUSSIONS (JULY 11) THAT
WALVIS BAY IS THE REAL STICKING POINT FOR SWAPO AND CON-
TRARY TO OUR HOPES THE FRONT LINE REPRESENTATIVES (SO
FAR ONLY MKAPA AND CHONA) ARE NOT PREPARED TO SUPPORT OUR
DRAFT RESOLUTION (REFTEL). IN THIS MORNING'S MEETING

NUJOMA ARGUED FROM THE SIMPLE PROPOSITION THAT WALVIS BAY IS PART OF NAMIBIA AND THAT THE SOUTH AFRICAN ANNEXATION WAS ILLEGAL. IT WAS THEREFORE INAPPROPRIATE FOR THE COUNCIL TO CALL ON NAMIBIA TO NEGOTIATE THE RETURN OF ITS OWN TERRITORY; INSTEAD THE COUNCIL SHOULD TAKE IT UPON ITSELF TO BRING ABOUT THIS RESULT.

2. IN THE AFTERNOON WE SUGGESTED TO MKAPA AND CHONA THAT WE SHOULD STICK WITH OUR DRAFT, LEAVING THE FINAL TEXT TO BE NEGOTIATED IN CONSULTATIONS IN NEW YORK BEFORE THE SECURITY COUNCIL MEETING. THEY REACTED NEGATIVELY AND, WHILE AGREEING THAT WALVIS BAY SHOULD BE KEPT SEPARATE, SAID WE SHOULD REVISE OUR DRAFT TO TAKE ACCOUNT OF CERTAIN SWAPO PREOCCUPATIONS. THE DRAFT SHOULD BE BASED ON POLITICAL AND NOT LEGAL CONSIDERATIONS. IT NEED NOT CONTAIN ANY STATEMENTS OBJECTIONABLE TO THE FIVE FROM A LEGAL POINT OF VIEW BUT ALSO IT SHOULD AVOID A REFERENCE TO NEGOTIATIONS WITH SOUTH AFRICA WHICH IMPLIED A LEGAL RIGHT FOR SOUTH AFRICA TO BE INVOLVED. THE SECURITY COUNCIL SHOULD BE GIVEN A MORE ACTIVE ROLE. MKAPA AND CHONA ALSO INSISTED ON A POSITIVE FORMULATION OF UOUR OPERATIVE PARASRAPH 1:

3. MKAPA AND CHONA INDICATED THAT, IF WE COULD MAKE A SERIOUS EFFORT TO MEET THEIR VIEWS ON THE WALVIS BAY RESOLUTION, WE COULD LEAVE IT TO THEM TO ENSURE SWAPO
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ACCEPTANCE OF THE EXISTING POSITION ON LOCATION OF TROOPS.

4. IN THE CIRCUMSTANCES AND GIVEN THE PRESSURE OF TIME, WE THOUGHT IT BEST TO PRODUCE A REVISED DRAFT AND PRESENT IT TO SWAPO. THE DRAFT (SEE PARA SIX) (BELOW) IS BASED ON THE DRAFT OF THE FIVE (REFTEL). THE FOURTH AND FIFTH PREAMBULAR PARAGRAPHS ARE ELIMINATED BECAUSE SWAPO OBJECTED TO BASING THE CASE ON FACTORS OTHER THAN SIMPLE AFFIRMATION. THE FIRST OPERATIVE PARAGRAPH IS NOW PHRASED POSITIVELY BUT DOES NOT SEEM TO US CHANGED IN SUBSTANCE. THE REMAINING PARAGRAPHS ARE AMENDED TO EXCLUDE A SPECIFIC REFERENCE TO NEGOTIATIONS, THE MANNER IN WHICH THE CHANGE IS TO BE BROUGHT ABOUT BEING LEFT DELIBERATELY VAGUE.

5. AT THIS EVENING'S MEETING (JULY 11), WE EXPLAINED WHY THE ORIGINAL SWAPO DRAFT (SEPTTEL) CREATED INSURMOUNTABLE DIFFICULTIES FOR US. WE PRESENTED OUR REVISED DRAFT AS AN ATTEMPT TO MEET SWAPO OBJECTIONS EMPHASISING THAT IT HAD NOT BEEN ENDORSED BY OUR GOVERNMENTS AND THAT THEREFORE WE WERE NOT COMMITTED TO IT.

BEFORE READING IT NUJOMA DECLARED IT UNACCEPTABLE AND SAID SWAPO WOULD PRESENT ITS OWN DRAFT TO THE SECURITY COUNCIL. HOWEVER, HE LATER ASKED FOR AN ADJOURNMENT TO CONSIDER OUR TEXT (AND ALSO TO CONSULT THE FRONT LINE REPRESENTATIVES). WE SHALL MEET AGAIN AT 2200 HRS AND SHALL REPORT AGAIN THEREAFTER.

6. FOLLOWING IS THE REVISED RESOLUTION ON WALVIS BAY DRAFTED BY THE CONTACT GROUP JULY 11:

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ACTION SS-25

INFO OCT-01 ISO-00 SSO-00 /026 W
-----112416 122031Z /70

O 122015Z JUL 78

FM USMISSION USUN NEW YORK
TO SECSTATE WASHDC IMMEDIATE 2509
INFO AMEMBASSY BONN IMMEDIATE
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AMEMBASSY GABORONE IMMEDIATE
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C O N F I D E N T I A L SECTION 02 OF 02 USUN NEW YORK 02865

EXDIS

GENEVA FOR AMBASSADOR YOUNG

THE SECURITY COUNCIL

RECALLING ITS RESOLUTIONS 385 (1976) AND (1978),.

REAFFIRMING IN PARTICULAR THE PROVISIONS OF
SECURITY COUNCIL RESOLUTION 385 (1976) RELATING TO THE
TERRITORIAL INTEGRITY AND UNITY OF NAMIBIA.,

TAKING NOTE OF OPERATIVE PARAGRAPH 7 OF GENERAL
ASSEMBLY RESOLUTION 32/9D WHICH DECLARED THAT WALVIS
BAY IS AN INTEGRAL PART OF NAMIBIA.,
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1. DECLARES THAT THE TERRITORIAL INTEGRITY AND
UNITY OF THE INDEPENDENT STATE OF NAMIBIA MUST BE ASSURED
THROUGH THE REINTEGRATION OF WALVIS BAY WITHIN ITS
TERRITORY.,

2. DECIDES TO LEND ITS FULL SUPPORT TO THE
INITIATION OF STEPS NECESSARY TO ENSURE EARLY AGREEMENT
ON THE REINTEGRATION OF WALVIS BAY AND INDEPENDENT
NAMIBIA.,

3. DECLARES THAT, PENDING THE ATTAINMENT OF THIS
OBJECTIVE WALVIS BAY MUST NOT BE USED IN ANY MANNER
PREJUDICIAL TO THE INDEPENDENCE OF NAMIBIA OR THE
VIABILITY OF ITS ECONOMY.,

4. DECIDES TO REMAIN SEIZED OF THE MATTER AND TO
KEEP UNDER REVIEW PROGRESS TOWARDS THIS END.

END REPORT.

LEONARD

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Message Attributes

Automatic Decaptioning: Z
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: POLITICAL SETTLEMENT, MEETING REPORTS, NATIONALISTS, WALVIS BAY, POLITICAL CONCESSIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 12 jul 1978
Decaption Date: 20 Mar 2014
Decaption Note: 25 YEAR REVIEW
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978USUNN02865
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D780286-0082
Format: TEL
From: USUN NEW YORK
Handling Restrictions:
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780767/aaaaceio.tel
Line Count: 201
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: dbca7e76-c288-dd11-92da-001cc4696bcc
Office: ACTION SS
Original Classification: CONFIDENTIAL
Original Handling Restrictions: EXDIS
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 4
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: EXDIS
Reference: 78 USUN NEW YORK 2747
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 26 apr 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2028818
Secure: OPEN
Status: NATIVE
Subject: JULY 11 CONTACT GROUP REPORT FROM LUANDA
TAGS: PORG, PDEV, SF, WA, SWAPO
To: STATE
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/dbca7e76-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014